

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

Visit us: - www.infocommpunjab.com

Helpline NO.0172-2864100 (10.00 AM to 04.00 PM on working days)



Shri Major Lal S/o Shri Sohan Lal,
H.No.2179, Street No.4,
New Kuldeep Nagar,
Basti Jodhewal,
Rahon Road, Ludhiana.

.....Appellant

Versus

Public Information Officer
O/o Municipal Corporation,
Ludhiana.

First Appellate Authority
Municipal Corporation,
Ludhiana.

....Respondents

AC No.2879 of 2020

Present: (i) **Shri Major Lal, appellant**
(ii) **Shri Sunil Kumar, ATP/PIO, M.C. Ludhiana**

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 05.01.2021 passed by this Bench on the previous hearing.
2. The appeal case was scheduled to be heard today through V.C. in D.C. Office, Ludhiana. However, due to technical glitch in connectivity at D.C. Office, Ludhiana, the hearing through V.C. could not be held. The hearing was, thus, conducted through Cisco Webex.
3. Shri Major Lal, appellant is contacted on mobile phone. He states that he had sought information from the D.C. Office, his application was further transferred by the D.C. Office to the PIO O/o Municipal Corporation, Ludhiana. He is not satisfied with the reply of PIO, Municipal Corporation, Ludhiana.
4. Shri Sunil Kumar, ATP/PIO, Municipal Corporation, Ludhiana is contacted on mobile phone. He states that reply to the appellant has already been given and affidavit has also been filed to the effect that no record relating to the information sought by the appellant is available in the official records.

Cont.P-2



5. The Bench apprises the appellant of the version of PIO and that the affidavit filed by the PIO is an undertaking on oath that information sought by the appellant does not exist in the official records. The Bench also apprises him that with the filing of affidavit, no further intervention of the Bench is required. Upon this, the appellant gives his consent to close the instant appeal case.

6. The PIO is apprised of the consent of the appellant for the closure of the appeal case and he is directed to send a photocopy of the affidavit to the Commission for record.

7. In view of the above, no further intervention of the Bench is required. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
23.03.2021**

**(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab**

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Shri Sandeep Kumar Maluja,
S/o Shri Om Parkash,
R/o Street No.2,
Near Shani Dev Mandir,
Patel Nagar, Malout,
District Sri Muktsar Sahib.

.....Appellant

Versus

Public Information Officer
O/o Executive Officer,
Municipal Council, Malout,
District Sri Muktsar Sahib.

First Appellate Authority
O/o The Director,
Local Government, Punjab
Sector-35, Chandigarh.

....Respondents

AC No.67 of 2021

Present: (i) **Appellant - absent**
(ii) **Shri Resham Singh, APIO, O/o M.C. Malout, on behalf of the PIO.**

ORDER:

(Heard through V.C. /on Mobile Phone)

1. The RTI application is dated 08.09.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 10.10.2020 and the second appeal was filed in the Commission on 18.12.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 23.03.2021 through V.C. in D.C. Office, Ludhiana. The appellant has not come present to attend the hearing through V.C.

3. Shri Resham Singh, APIO O/o Municipal Council, Malout comes present to attend the hearing through V.C. He states that the appellant has sought information on six points, out of which, information on five points has been supplied to the appellant and the information on point No.6 is still pending.

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4. The appellant Shri Sandeep Kumar Maluja is contacted on mobile phone. He admits the receipt of information on five points and states that the information on point No.6 is to be supplied by the office of Director, Local Government, Punjab.

5. The Bench, after deliberations on the appeal case, clarifies to the appellant that for the information on point No.6, he will have to file a separate RTI application as the office of Director, Local Government, Punjab is a separate Department with a different PIO. He is, however, informed that a direction is being issued to the PIO to file an affidavit to the effect that the information as available in the official records has been supplied to the appellant and original affidavit will be sent to him and the instant appeal case will be closed. The appellant gives his consent to the closure of the instant appeal case.

6. The PIO is now directed to file an affidavit on non judicial stamp paper within fifteen days, duly signed by the PIO and attested by the Notary Public to the effect that the information as available in the official records in AC No.67/2021 has been supplied to the appellant. It be further stated that nothing has been concealed therein and statement made is true and correct. Original affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

7. With the aforesaid directions, **the appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
23.03.2021**

**(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab**

